

RESOLUTION NO. 22-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING AMENDMENT NO. 1 TO THE MASTER LEASE AGREEMENT BETWEEN THE CITY OF FORT LAUDERDALE, AS LESSOR, AND RAHN BAHIA MAR L.L.C., AS LESSEE, FOR CITY OWNED REAL PROPERTY KNOWN AS BAHIA MAR; AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE THE FIRST AMENDMENT TO THE MASTER LEASE AGREEMENT; REPEALING ANY AND ALL RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Fort Lauderdale is the owner in fee simple of the real property located at 801 Seabreeze Boulevard, Fort Lauderdale, FL 33316 and commonly known as "Bahia Mar"; and

WHEREAS, Bahia Mar is currently encumbered by a leasehold estate in favor of Rahn Bahia Mar L.L.C. pursuant to a Master Lease Agreement, dated April 13, 2022; and

WHEREAS, the Lessee desires to revise the conceptual site plan and seeks to amend the Master Lease Agreement to create the Proposed Subsequent Site Plan #2 (as Exhibit I-3), to create air rights for the Phased Parcels and the Branded Hotel Parcel and to add or revise certain definitions in the Master Declaration and Phased Leases.

WHEREAS, the City Commission finds that it is in the best interest of the City to approve the amendment.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. The Recitals are true and correct and incorporated herein by reference.

SECTION 2. That the Amendment No. 1 to the Master Lease Agreement, in substantially the form attached hereto, is hereby approved by the City Commission in its proprietary capacity. That the proper City Officials are hereby authorized to execute Amendment No. 1 to the Master Lease Agreement.

SECTION 3. That if any clause, section or other part of this Resolution shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Resolution shall not be affected thereby but shall remain in full force and effect.

SECTION 4. That the City Attorney shall review and approve as to form the terms and conditions of the Amendment No. 1 to the Master Lease Agreement prior to execution thereof by the proper City Officials.

SECTION 5. That any and all Resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 6. That this Resolution shall take effect upon final passage.

ADOPTED this _____th day of _____, 2022.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
DAVID R. SOLOMAN

Dean J. Trantalis _____

Heather Moraitis _____

APPROVED AS TO FORM:

Steven Glassman _____

Robert L. McKinzie _____

City Attorney
ALAIN E. BOILEAU

Ben Sorensen _____